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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**Docket Number (Optional)
020460-000930US
143.09

In re Application of SIRHAN, Motasim

Application No. 09/783,254

Filed: February 13, 2001

For: INTRAVASCULAR DELIVERY OF MIZORIBINE

RECEIVED**OCT 16 2003****TECHNOLOGY CENTER R3700**

The owner*, AVANTEC VASCULAR CORPORATION, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior **U.S. Application No. 09/782,804**. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

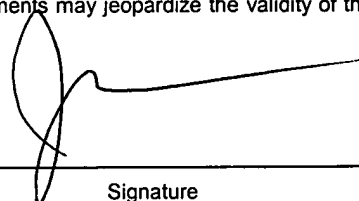
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2. ☐ The undersigned is an attorney of record.



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10/02/03

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